

# NEBRASKA



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**DEPT. OF HEALTH AND HUMAN SERVICES**

**Annual Report on Nebraska Elemental Formula Reimbursement Program  
as required by Nebraska Revised Statute 68-158**

**July 1, 2019 to June 30, 2020**

**Presented to Governor Pete Ricketts  
and Clerk of the Legislature**

**Department of Health and Human Services**

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**November 2020**

**AA/EOE/ADA**

## **Nebraska Elemental Formula Reimbursement Program Annual Report November 2020**

The Nebraska Elemental Formula Reimbursement Program was created by Nebraska Revised Statute 68-158\*, with the operative date of July 1, 2014. This report covers the sixth full year of implementation from July 1, 2019 through June 30, 2020. Activities conducted during this time period include:

1. Updating the Department of Health and Human Services (DHHS) website to clearly define the parameter of the program for the public.
2. Serving 71 individuals, a 12 percent decrease from SFY 18-19, expending \$80,603 in formula reimbursement costs, a 4 percent decrease from the prior year.

\*Nebraska Revised Statute 68-158

The Department of Health and Human Services shall establish a program to provide amino acid-based elemental formulas for the diagnosis and treatment of Immunoglobulin E and non-Immunoglobulin E mediated allergies to multiple food proteins, food-protein-induced enterocolitis syndrome, eosinophilic disorders, and impaired absorption of nutrients caused by disorders affecting the absorptive surface, functional length, and motility of the gastrointestinal tract, when the ordering physician has issued a written order stating that the amino acid-based elemental formula is medically necessary for the treatment of a disease or disorder. Up to fifty percent of the actual out-of-pocket cost, not to exceed twelve thousand dollars, for amino acid-based elemental formulas shall be available to an individual without fees each twelve-month period. The department shall distribute funds on a first-come, first-served basis. Nothing in this section is deemed to be an entitlement. The maximum total General Fund expenditures per year for amino acid-based elemental formulas shall not exceed two hundred fifty thousand dollars each fiscal year in FY2014-15 and FY2015-16. The Department of Health and Human Services shall provide an electronic report on the program to the Legislature annually on or before December 15 of each year.